

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

LYNN A RHODES,	) Docket No. 04-279E
	) (Judge Maurice B. Cohill, Jr.)
Plaintiff)
	) ELECTRONICALLY FILED PLEADING
vs.)
)
MOTION CONTROL INDUSTRIES,	) DEFENDANTS' MOTION FOR SUMMARY
DIVISION OF CARLISLE	) JUDGMENT
CORPORATION, RETIREMENT PLAN)
FOR BARGAINING UNIT EMPLOYEES	) Filed on behalf of: Defendants
OF MOTION CONTROL INDUSTRIES,)
DIVISION OF CARLISLE	) Counsel of record for this party:
CORPORATION,	) Richard A. Lanzillo, Esq.
	) Knox McLaughlin Gornall
Defendants	) & Sennett, P.C.
	) 120 West 10 th Street
	) Erie, PA 16501
) Telephone (814) 459-2800
) Facsimile (814) 453-4530
) Email rlanzillo@kmgslaw.com
) PA53811
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DEFENDANTS' MOTION FOR SUMMARY JUDGMENT

Defendants, Motion Control Industries, Inc., Division of Carlisle Corporation, and Retirement Plan for Bargaining Unit Employees of Motion Control Industries, Division of Carlisle Corporation, hereby move for summary judgment pursuant to F.R.C.P. 56.

In support of this motion, defendants incorporate by reference their Concise Statement of Material Facts, Appendix of Exhibits, and Memorandum in Support of Motion for Summary Judgment.

For the reasons set forth in their accompanying memorandum, defendants are entitled to summary judgment on plaintiff's claim. No material issue of fact remains for trial and defendants are entitled to judgment in their favor as a matter of law.

Respectfully submitted,

KNOX McLAUGHLIN GORNALL &
SENNETT, P.C.

DATE: March 30, 2006

By: Richard A. Lanzillo /s/
Richard A. Lanzillo
PA53811
120 West Tenth Street
Erie, PA 16501-1461
Telephone: (814) 459-2800
Fax: (814) 453-4530
Email: rlanzill@kmgslaw.com

Attorneys for Defendants, Motion
Control Industries, Division of
Carlisle Corporation, Retirement
Plan for Bargaining Unit Employees
of Motion Control Industries,
Division of Carlisle Corporation

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